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183.39735PA6

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicants: B. TOWNSEND, et al.  
Serial No.: 10/814,260  
Filed: April 1, 2004  
For: PROSTHETIC FOOT WITH TUNABLE PERFORMANCE  
Group: 3738  
Examiner: unassigned

**INFORMATION DISCLOSURE STATEMENT**  
**UNDER 37 CFR 1.97 & 1.98**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

August 12, 2004

Sir:

Pursuant to the duty of disclosure applicants cite the documents listed on the attached Form PTO-1449 in connection with the above-identified application. The cited documents were previously submitted in the related application serial no. 10/473,682, the earlier effective date of which is relied on under 35 U.S.C. §120 such that copies of those documents are not enclosed, 37 C.F.R. §1.98(d)(I). This Information Disclosure Statement is being filed before a first Office Action on the merits.

It is requested that the cited document be considered and made of record in the application.

The Examiner's attention is also directed to other pending U.S. applications of applicants:

U.S. application serial nos.

09/606,075

09/917,660

10/131,142

10/263,795

10/814,155

10/408,107; and also pending

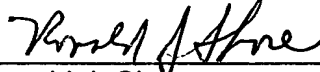
international application

PCT/US03/09506.

Please charge any shortage in the fees due in connection with the filing of this paper, including extension of time fees, to the deposit account of Antonelli, Terry, Stout & Kraus, LLP, Deposit Account No. 01-2135 (Case: 183.39735PA6), and please credit any excess fees to such deposit account.

Respectfully submitted,

ANTONELLI, TERRY, STOUT & KRAUS, LLP



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Registration No. 28,577

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Attachments

AUG 12 2004

Form PTO-1449

U.S. DEPARTMENT OF COMMERCE  
PATENT AND TRADEMARK OFFICE

ATTY. DKT. NO.

183.39735PA6

SERIAL NO.

10/814,260

**INFORMATION DISCLOSURE STATEMENT  
BY APPLICANT**

(Use several sheets if necessary)

APPLICANT

B. TOWNSEND ET AL.

FILING DATE

April 1, 2004

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Examiner Initial	Document Number	Date	Name	Class	Subclass	Filing Date
AA	3,335,428	08/15/67	Gajdos			11/02/64
AB	4,721,510	01/26/88	Cooper et al.			02/24/87
AC	4,822,363	04/18/89	Phillips			03/26/87
AD	5,066,305	11/19/91	Firth			10/25/88
AE	5,156,632	10/20/92	Wellershaus			11/08/91
AF	5,181,932	01/26/93	Phillips			04/13/89
AG	5,219,365	06/15/93	Sabolich			08/26/92
AH	5,458,656	10/17/95	Phillips			12/20/93
AI	5,482,513	01/09/96	Wilson			10/12/93
AJ	5,514,185	05/07/96	Phillips			01/21/94
AK	5,545,230	08/13/96	Kinsinger et al.			10/11/94
AL	5,571,213	11/05/96	Allen			08/19/94
AM	5,593,456	01/14/97	Merlette			01/14/97
AN	5,593,457	01/14/97	Phillips			09/22/95
AO	5,653,767	08/05/97	Allen et al.			12/12/95
AP	5,695,526	12/09/97	Wilson			01/31/95
AQ	5,702,488	12/30/97	Wood et al.			09/12/95
AR	5,725,598	03/10/98	Phillips			06/06/95
AS	5,728,177	03/17/98	Phillips			08/05/96
AT	5,728,176	03/17/98	Phillips			10/30/95
AU	5,800,569	09/01/98	Phillips			08/15/95
AV	5,824,112	10/20/98	Phillips			03/31/93
AW	5,897,594	04/27/99	Martin et al.			03/04/97
AX	5,899,944	05/04/99	Phillips			04/23/96
AY	5,993,488	11/30/99	Phillips			05/13/98
AZ	6,071,313	06/06/00	Phillips			05/22/98
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<b>Form PTO-1449</b>	<b>U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE</b>	<b>ATTY. DKT. NO.</b> 183.39735PA6	<b>SERIAL NO.</b> 10/814,260
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	AA 6,228,043	05/08/01	Townsend et al.			07/18/97
	AB 6,270,468	08/07/01	Townsend et al.			06/29/00
	AC 6,562,075	05/13/03	Townsend et al.			03/30/01
	AD 5,443,522	08/22/95	Hiemisch			04/26/93
	AE 5,443,527	08/22/95	Wilson			03/31/93
	AF 5,766,264	06/16/98	Lundt			08/30/96
	AG 4,892,554	01/09/90	Robinson			12/21/87
	AH 4,959,073	09/25/90	Merlette			06/06/88
	AI 5,376,139	12/27/94	Pitkin			09/21/92
	AJ 5,549,714	08/27/96	Phillips			01/12/96
	AK 5,653,768	08/05/97	Kania			01/21/94
	AL 5,976,191	11/02/99	Phillips			10/08/96
	AM 6,443,995	09/03/02	Townsend et al.			12/22/00
	AN 5,800,568	09/01/98	Atkinson et al.			02/16/96

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						Yes	No
	AO FR 2 640 499 A1	06/90	France				
	AP WO 91/00070	01/91	International				
	AQ CA 2,103,341 A1		Canada				
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**OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)**

	AU	PCT Written Opinion from International Application No. PCT/US02/06901
	AV	International Search Report from International Application No. PCT/US01/48954
	AW	International Search Report (April 2002); International application no. PCT/US02/09573
	AX	International Search Report (July 1998); International application no. PCT/US02/30471
	AY	Atkinson et al.; Publication No. US 2002/0087216A1
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AC	5,376,141	12/27/94	Phillips			
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AC	5,695,527	12/09/97	Allen			12/12/95
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AE	5,944,760	08/31/99	Christensen			08/04/97
AF	6,099,572	08/08/00	Mosler et al.			04/22/98
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AI	5,653,768	08/05/97	Kania			01/21/94
AJ	6,206,932	03/27/01	Johnson			11/24/98
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AU	International Search Report in corresponding PCT application No. PCT/US02/09571 dated September 27, 2002.
AV	International Search Report in corresponding PCT application No. PCT/US02/09589 dated September 11, 2002.
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AG	Prince, F., Winter, D.A. et al., Mechanical Efficiency During Gait of Adults with Transtibial Amputation: A Pilot Study Comparing the SACH, Seattle, and Golden-Ankle Prosthetic Feet, Journal of Rehabilitation Research and Development, June 1998, Vol. 35, No. 2, pp. 177-185.	
AH	Winter, D.A., Biomechanics of Human Movement, John Wiley & Sons, Inc. 1979, pp. 61, 117-121.	
AI	Mann, R.A. and Hagy, J.L., The Function of the Toes in Walking, Jogging and Running, J.J. B. Lippincott Company, 1979, Vol. 142, pp. 24-29.	
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AL	Valmassy, R.L., Clinical Biomechanics of the Lower Extremities, Mosby, 1996, Chapter 1: Lower Extremity Function and Normal Mechanics.	
AM	Hsu, M. and Nielsen, D., et al., Physiological Measurements of Walking and Running in People with Transtibial Amputations With 3 Different Prostheses, Journal of Othopaedic & Sports Physical Therapy, Sept. 1999; Vol. 29, No. 9, pp. 527-533.	
AN	Macfarlane, P.A. and Nielsen, D.H. et al., Gait Comparisons for Below-Knee Amputees Using a Flex-Foot <sup>TM</sup> Versus a Conventional Prosthetic Foot, Journal of Prosthetics and Orthotics, 1991, Vol. 3, No. 4, pp. 526-537.	
AO	Neilson, D.H. and Shurr, D.G. et al., Comparison of Energy Cost and Gait Efficiency During Ambulation in Below-Knee Amputees Using Different Prosthetic Feet - A Preliminary Report, Journal of Prosthetics and Orthotics, 1988, Vol. 1, No. 1, pp. 24-31.	
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	AC	Macfarlane, P.A. and Nielsen, D.H. et al., Perception of Walking Difficulty by Below-Knee Amputees Using a Conventional Foot Versus the Flex-Foot, Journal of Prosthetics and Orthotics, 1991, Vol. 3, No. 3., pp. 503-508.
	AD	Childress, D., Mechanical Properties of Prosthetic and Human Feet: From Shoes to Computer Alignment, 2 <sup>nd</sup> Conference of Advanced Prosthetics, April 2002.
	AE	Wirta, R.W. et al., Effect on Gait Using Various Prosthetic Ankle-Foot Devices, Journal of Rehabilitation Research and Development, 1991, Vol. 28, No. 2, pp. 13-24.
	AF	Winter, D.A. and Patia A.E. et al., Biomechanical Walking Pattern Changes in the Fit and Healthy Elderly, Physical Therapy, June 1990, Vol. 70, No. 6, pp. 340/15 - 346/21.
	AG	Ayyappa, E., Normal Human Locomotion, Part 1 : Basic Concepts and Terminology, Journal of Prosthetics and Orthotics, Winter 1997, Vol. 9, No. 1, pp. 10-17.
	AH	Ayyapa, E., Normal Human Locomotion, Part 2: Motion, Ground-Reaction Force and Muscle Activity, Journal of Prosthetics and Orthotics, Spring 1997, Vol. 9, No. 2, pp. 49-57.
	AI	Winter, D.A., Biomechanics and Motor Control of human Movement, University of Waterloo, John Wiley & Sons, Inc., 1990, Chapter 7.
	AK	J.B. Saunders, et al., The Major Determinants in Normal and Pathological Gait, Journal of Bone and Joint Survey, July 1953, Vol. 35A, No. 3, pp. 543-558.
	AL	Komi, P.V., Stength and Power in Sport, Blackwell Scientific Publications, 1992, Chapter 6B, pp. 115-129.
	AM	McComas, A.J., Skeletal Muscle Form and Function, Human Kinetics, Champaign, IL, 1996, pp. 326-375.
	AN	Mattes, S.J., et al., Walking Symmetry and Energy Cost in Persons with Unilateral Transtibial Amputations: Matching Prosthetic and Intact Limb Inertial Properties, Archives of Physical Medicine and Rehabilitation, May 2000, Vol. 81, pp. 561-568.
	AO	Bojsen-Moller, F., Calcaneocuboid Joint and Stability of the Longitudinal Arch of the Foot at High and Low Gear Push Off, Journal of Anatomy, August-December 1979, Vol. 129, pp. 165-176.
	AP	Hicks, J.H., The Mechanics of the Foot, The Plantar Aponeurosis and the Arch, Journal of Anatomy, 1954, Vol. 88, Pt. 1, pp. 25-31.
	AQ	Brunnstrom, S. (revised by R. Dickinson), Clinical Kinesiology, F.A. Davis Company, Philadelphia, 1972, pp. 35
	AR	Stiehl, J., Inman's Joints of the Ankle (2 <sup>nd</sup> Ed.), Williams & Wilkins, Baltimore, MD, 1991, p. 39
	AS	Bateni, H., et al., Kinematic and Kinetic Variations of Below-Knee Amputee Gait, Prosthetic and Orthotic Science, 2002, Vol. 14, No. 1, pp. 2-10.
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AB	810,180	1/16/1906	H.C. Wintermute			05/02/1905
AC	2003/0120354	06/26/03	Doddroe, et al.			01/29/03
AD	2003/0093158	05/15/03	Phillips et al.			12/17/02
AE	2003/0009238	01/09/03	Whayne			07/03/02
AF	2002/0087216	07/04/02	Atkinson et al.			02/25/02
AG	2002/0077706	06/20/02	Phillips			08/30/01
AH	2002/0116072	08/22/02	Rubie et al.			02/09/01
AI	6,350,286	02/26/02	Atkinson et al.			08/05/99
AJ	6,290,730	09/18/01	Pitkin et al.			03/16/00
AK	6,241,776	06/05/01	Christensen			07/07/99
AL	5,181,933	01/26/93	Phillips			02/28/91
AM	6,406,500	06/18/02	Phillips			11/02/99
AN	6,527,811	03/04/03	Phillips			12/16/97

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AP	0793949A1	09/10/97	Europe			X	
AQ	19717298C1	05/07/98	Germany			X	
AR	11-299815	11/02/99	Japan			X	
AS	9-327473	12/22/97	Japan			X	
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AA	5,509,938	04/23/96	Phillips			01/04/94
AB	5,290,319	03/01/94	Phillips			02/28/91
AC	5,486,209	01/23/96	Phillips			07/01/94
AD	5,509,936	04/23/96	Rappoport, et al.			06/30/94
AE	5,387,246	02/07/95	Phillips			02/12/93
AF	5,116,383	05/26/92	Shorter et al.			03/03/89
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AU	International Search Report; PCT/US03/09506; filed March 31, 2003.
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<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  (Use several sheets if necessary)		<b>APPLICANT</b> B. TOWNSEND, et al.	
		<b>FILING DATE</b> April 1, 2004	<b>GROUP</b> 3738

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